

**Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D.C. 20554**

MAW Communications, Inc.,

*Complainant,*

v.

PPL Electric Utilities Corporation,

*Defendant.*

Proceeding Number 19-29  
Bureau ID Number EB-19-MD-001

**MOTION TO COMPEL PRODUCTION OF DOCUMENTS**

Pursuant to Section 1.729 and 1.730(f) and (h) of the Commission's rules,<sup>1</sup> MAW Communications, Inc. ("MAW") respectfully requests the Commission to order PPL Electric Utilities Corporation ("PPL") to produce certain documents, described herein, identified by PPL in response to MAW's First and Revised First Set Interrogatories to Defendants. In support, MAW states as follows:

Pursuant to Section 1.730(f), the "Commission, in its discretion, may allow additional discovery, including, but not limited to, document production and/or depositions, and it may modify the scope, means and scheduling of discovery in light of the needs of a particular case and the requirements of applicable statutory deadlines."

PPL, in its Responses to Complainant's Revised First Set of Interrogatories, Interrogatory Number 2, requesting PPL to "Describe in detail the information that PPL contends is missing from each of MAW's 18 applications that PPL has marked 'Incomplete,'" responded in part with

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<sup>1</sup> 47 C.F.R. §§1.729, 1.730(f).

a direction to “see the reasons specified in Exhibit B for how each of these 18 applications is incomplete.” Exhibit B in turn provides a list of certain applications, some of which include application numbers and others that do not, along with a very limited explanation of why the application is incomplete. The reasons listed are not only unclear they fail to match the descriptions provided in the PPL online application portal for the listed applications, which in all but two cases is the only communication that MAW received concerning the applications.<sup>2</sup> See Exhibit 1. The portal descriptions simply state, “This application has been rejected due to errors or lack of clarity. The application should be reviewed and resubmitted once it has been fixed.” Accordingly, PPL should be ordered to produce screen shots of the portal pages or any other communication by PPL to MAW describing these applications to show the information provided about how they are incomplete.

Respectfully submitted,

**MAW Communications, Inc.**

/s/ Maria T. Browne

By its Attorneys

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<sup>2</sup> In addition to the portal communications, MAW received one email concerning application number 205100, which went into further detail about why that application was rejected, as well as brief correspondence related to application number 205295, which MAW put on hold in 2018.

## **CERTIFICATE OF SERVICE**

I hereby certify that on May 24, 2019, I caused a copy of the foregoing Motion to Compel Production of Documents to be served on the following (service method indicated):

Marlene J. Dortch, Secretary  
Federal Communications Commission  
Office of the Secretary  
445 12th Street, SW  
Room TW-A325  
Washington, DC 20554  
(via electronic filing)

Lisa Saks  
Federal Communications Commission  
Enforcement Bureau  
445 12th Street, SW  
Washington, DC 20554  
(via email)

Adam Suppes  
Federal Communications Commission  
Enforcement Bureau  
445 12th Street, SW  
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Thomas P. Magee  
Keller and Heckman LLP  
1001 G Street, N.W.  
Suite 500 West  
Washington, DC 20001  
(via email)

Timothy A. Doughty  
Keller and Heckman LLP  
1001 G Street, N.W.  
Suite 500 West  
Washington, DC 20001  
(via email)

Secretary's Bureau  
Pennsylvania Public Utility Commission  
PO Box 3265  
Harrisburg, PA 17105-3265  
(via U.S. mail)



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Maria T. Browne

# EXHIBIT 1

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app_id	app_status	status_desc	attacher_job_name	ppl_app_no
8664	Incomplete	This application has been rejected due to errors or lack of clarity. The application should be reviewed and resubmitted once it has been fixe	NE Franklin Service Drop 5 Camera	
8678	Incomplete	This application has been rejected due to errors or lack of clarity. The application should be reviewed and resubmitted once it has been fixe	NW Lemon/Market Service Drop 2	
8670	Incomplete	This application has been rejected due to errors or lack of clarity. The application should be reviewed and resubmitted once it has been fixe	NE Lime Service Drop 2	
8655	Incomplete	This application has been rejected due to errors or lack of clarity. The application should be reviewed and resubmitted once it has been fixe	SE Howard/Lime Service Drop 1	
8659	Incomplete	This application has been rejected due to errors or lack of clarity. The application should be reviewed and resubmitted once it has been fixe	NE Franklin Service Drop 2	
8660	Incomplete	This application has been rejected due to errors or lack of clarity. The application should be reviewed and resubmitted once it has been fixe	NE Franklin Service Drop 3	
8628	Incomplete	This application has been rejected due to errors or lack of clarity. The application should be reviewed and resubmitted once it has been fixe	SW High/Strawberry Service Drop 1	
8509	Incomplete	This application has been rejected due to errors or lack of clarity. The application should be reviewed and resubmitted once it has been fixe	NE Shippen Service Drop 1	
8938	Incomplete	This application has been rejected due to errors or lack of clarity. The application should be reviewed and resubmitted once it has been fixe	Build 135: LGH Main East	205295
8864	Incomplete	This application has been rejected due to errors or lack of clarity. The application should be reviewed and resubmitted once it has been fixe	Build 112: N-Plum-E-Ross-N-Lime	205307
8934	Incomplete	This application has been rejected due to errors or lack of clarity. The application should be reviewed and resubmitted once it has been fixe	Build 124: W-Walnut-N-Market-W-Chestn	205294
8940	Incomplete	This application has been rejected due to errors or lack of clarity. The application should be reviewed and resubmitted once it has been fixe	Build 119: College-Columbia-N-W-End	205318
8745	Incomplete	This application has been rejected due to errors or lack of clarity. The application should be reviewed and resubmitted once it has been fixe	Build 101: N-Lime-E-James-N-Concord	205259
8608	Incomplete	This application has been rejected due to errors or lack of clarity. The application should be reviewed and resubmitted once it has been fixe	NW Lancaster/James Service Drop 2	205149
8578	Incomplete	This application has been rejected due to errors or lack of clarity. The application should be reviewed and resubmitted once it has been fixe	NW Lancaster Ave Service Drop 1	205133
8577	Incomplete	This application has been rejected due to errors or lack of clarity. The application should be reviewed and resubmitted once it has been fixe	NW Lancaster Ave Service Drop 2	205132
8585	Incomplete	This application has been rejected due to errors or lack of clarity. The application should be reviewed and resubmitted once it has been fixe	NW Walnut Service Drop 5	205100
5454	Incomplete	This application has been rejected due to errors or lack of clarity. The application should be reviewed and resubmitted once it has been fixe	Brownstown Loop Section 1	204525